

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

SECURITIES AND EXCHANGE COMMISSION,)

Plaintiff,)

v.)

WILLIAM E. MAPP, III,)
WARREN K. PAXTON, JR.,)
CALEB J. WHITE, and)
SERVERGY, INC.)

Defendants.)

Civil Action No.: 4:16-cv-00246

JURY TRIAL DEMANDED

**UNOPPOSED MOTION TO CONTINUE HEARING AND
RULE 16 MANAGEMENT CONFERENCE**

Warren K. Paxton, Jr.'s Motion to Dismiss Under Federal Rules of Civil Procedure 12(b)(6) and 9(b) ("Motion") is scheduled for hearing on August 18, 2016 at 9:00 a.m. [Doc. 16, 27]. The Rule 16 Management Conference is scheduled to take place on August 22, 2016 at 9:15 a.m. [Doc. 24]. The Commission respectfully request that the Court combine and reschedule these matters for August 24, 2016 or August 30, 2016 to accommodate a pre-existing scheduling conflict for undersigned Commission counsel. Paxton requests that, if the hearing on his Motion is rescheduled, that it be reset for a date on which he is available to attend, and that he is available to attend on August 24, 2016 or August 30, 2016. Counsel for Mapp is also available on the proposed dates.

July 26, 2016

Respectfully submitted,

/s/Jessica B. Magee
Jessica B. Magee

Texas Bar No. 24037757
Matthew J. Gulde
Illinois Bar No. 6272325
Samantha S. Martin
Texas Bar No. 24065090
U.S. Securities and Exchange Commission
Fort Worth Regional Office
Burnett Plaza, Suite 1900
801 Cherry Street, Unit #18
Fort Worth, TX 76102-6882
(817) 978-1410 (mjg)
(817) 978-4927 (fax)
guldem@sec.gov

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF CONFERENCE

I certify that on July 27, 2016, I conferred with all Defendants of record via email, who all stated that they are unopposed the relief requested.

/s/Jessica B. Magee
Jessica B. Magee

CERTIFICATE OF SERVICE

I certify that on July 27, 2016, I electronically filed the foregoing document, with the Clerk of the Court for the Eastern District of Texas, Sherman Division, using the CM/ECF system. The electronic case filing system will send a "Notice of Electronic Filing" to all counsel of record who has consented in writing to accept service of this document by electronic means.

/s/Jessica B. Magee
Jessica B. Magee